

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ERIKA CANAS, ET AL.,

Plaintiffs,

v.

CITY OF SUNNYVALE, ET AL.,

Defendants.

Case No.: C 08-05771 JF (PVT)

**ORDER RE PARTIES' STIPULATION
AND PROPOSED PROTECTIVE
ORDER**

On October 14, 2009, the parties filed a stipulation and [proposed] protective order. Having reviewed the proposed order, the court finds the following deficiencies:

- (1) the stipulated protective order fails to state that confidential material must qualify for protection under the standards developed under Rule 26(c);
- (2) the stipulated protective order fails to place on the right party the burden of establishing that protection is warranted. Rule 26(c) places the burden on the party seeking protection to show that it is warranted;
- (3) the stipulated protective order fails to specify that requests to file confidential documents and information under seal should be made pursuant to Civ. L.R. 79-5;
- (4) the stipulated protective order fails to include as an exhibit a sample agreement to be bound by the order.

IT IS SO ORDERED.

Patricia V. Trumbull
 PATRICIA V. TRUMBULL
 United States Magistrate Judge